

\*\*\* NOT FOR PUBLICATION \*\*\*

NO. 25944

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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HIGA INDUSTRIES HAWAII, INC., and ALEXIS RISK MANAGEMENT,  
Adjuster for YASUDA FIRE AND MARINE INSURANCE COMPANY,  
Complainants-Appellees

vs.

HERMAN A. GILL, Ph.D., Respondent-Appellant

and

SPECIAL COMPENSATION FUND, Appellee

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APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD  
(CASE NO. 97-001)

ORDER DISMISSING APPEAL

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

Upon review of the record, it appears that this court informed Appellant by letter dated October 28, 2003, that the time for filing the statement of jurisdiction expired on September 12, 2003 and the time for filing the opening brief expired on October 12, 2003 and that, pursuant to Rule 30 of the Hawai'i Rules of Appellate Procedure, the matter would be called to the attention of the court for such action as the court deemed proper including dismissal of the appeal. Appellant having

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failed to respond to said letter or to otherwise oppose  
dismissal,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, November 26, 2003.